## **DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

<b>METHOD FOR PRODUC</b>	ING CARBON NANO	WALLS, CARBON NANO	WALL, A	ND
APPARATUS FOR PROD	UCING CARBON NA	NOWALLS		-
the specification of which: (check one)				
(is attached hereto)				
X was filed on Aug	ust 27, 2004			
as Application S	Serial No. PCT/JP2004/1	2406		
	ed on	• •		
I hereby state that I have the claims, as amended by any ame		ontents of the above identified specific	cation, includ	ling
I acknowledge the duty to accordance with Title 37, Code of		material to the examination of this ap	plication in	
for patent or inventor's certificate l inventor's certificate having a filing	isted below and have also ident		or patent or	on(s)
Prior Foreign Application(s)	7.4 75.4 5.7	•	rity claimed	
2003-303484	JAPAN (Country)	27/08/2003 (Day/March (Vaca Filed))	<u>X</u>	
(Number)	(Country)	(Day/Month/Year Filed)	yes	no
(Number)	(Country)	(Day/Month/Year Filed)	yes	no
(Number)	(Country)	(Day/Month/Year Filed)	yes	no
below and, insofar as the subject mapplication in the manner provided to disclose material information as	atter of each of the claims of the by the first paragraph of Title defined in Title 37, Code of Fe	Code, § 120 of any United States appries application is not disclosed in the 35, United States Code, § 112, I acknowledged Regulations, § 1.56 which occurring the filing date of this application:	prior United nowledge the	States duty
(Application Serial No.)	(Filing Date)	(Status: patented, pendi	ng, abandone	<u>;d)</u>
Power of Attorney: As a	named inventor. I hereby app	oint Sean M. McGinn, Esq., Reg. No	o. 34,386. an	d

Power of Attorney: As a named inventor, I hereby appoint Sean M. McGinn, Esq., Reg. No. 34,386, and Customer No. 21254, and the attorneys/agents associated therewith, as attorney and/or agent to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. All correspondence should be directed to McGinn Intellectual Property Law Group, PLLC, Customer No. 21254, 8321 Old Courthouse Road, Suite 200, Vienna, Virginia 22182-3817. Telephone calls should be directed to McGinn Intellectual Property Law Group, PLLC at (703) 761-4100.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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(An additional sheet(s) is/are attached hereto if the present in	vention includes more than four inventors.)

\*Title 37, Code of Federal Regulations, § 1.56:

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith toward the Patent and Trademark Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) it establishes by itself or in combination with other information, a prima facie case of unpatentability; or (2) it refutes, or is inconsistent with, a position the applicant takes in: (i) opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability.